



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.: 09/767,689

Confirmation No. : 3223

Applicant : Erich HARSCH et al.

Filed : January 24, 2001

TC/A.U. : 3725

Examiner : J. Nguyen

Title : Flexible Transporting Apparatus for Presses

Docket No. : 82673-0005

Customer No. : 24633

Commissioner of Patents

P.O. Box 1450

Alexandria, Virginia 22313-1450

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)

Sir:

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), Applicant brings to the attention of the Examiner the documents listed on the attached Form PTO-1449, which the Examiner may deem relevant to the patentability of the above-identified application. One copy of each of the listed documents is submitted herewith.

This information disclosure statement is being filed within one of the following time periods: within three months of the filing date of this application other than a continued prosecution application, or within three months of the date of entry into the national stage of this international application, or before the mailing date of a first Office Action on the merits, or before the mailing of a first Office action after the filing of a request for continued examination under §1.114. Therefore, no certification under 37 C.F.R. § 1.97(e) or fee under 37 C.F.R. §1.17(p) is required.

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Attorney Docket No. 82673-0005
Application No. 08/767,689

Applicant respectfully requests that the Examiner consider the listed documents and evidence that consideration by making appropriate notations on the attached form.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission the listed documents are material or constitute "prior art." If the Examiner applies the documents as "prior art" against any claims in the application and Applicant determines that the cited documents do not constitute "prior art" under United States law, Applicant reserves the right to present to the Office the relevant facts and law regarding the appropriate status of such document.

Applicant further reserves the right to take appropriate action to establish the patentability of the disclosed invention over the listed document, should the document be applied against the claims of the present application.

Except for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account No.

Attorney Docket No. 82673-0005
Application No. 08/767,689


50-1349. This paragraph is intended to be a **CONSTRUCTIVE PETITION FOR**
EXTENSION OF TIME in accordance with 37 C.F.R. § 1.136(a)(3).

Respectfully submitted,

HOGAN & HARTSON LLP

Dated: May 14, 2004

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| FORM PTO-1449 U.S. DEPARTMENT OF COMMERCE (Modified) PATENT AND TRADEMARK OFFICE INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use several sheets if necessary) | ATTY. DOCKET NO. 82673-0005 | APPLICATION NO. 09/767,689 |
| | APPLICANT Erich HARSCH ET AL. | |
| | FILING DATE January 24, 2001 | GROUP 3725 |

U.S. PATENT DOCUMENTS

| EXAMINER INITIAL | PATENT NUMBER | ISSUE DATE | PATENTEE | CLASS | SUBCLASS | FILING DATE IF APPROPRIATE |
|---------------------|------------------|---------------|-------------------|-------|----------|----------------------------------|
| | 5,632,181 | 05/27/97 | Vanderzee, et al. | 72 | 405.1 | 02/23/95 |
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FOREIGN PATENT OR PUBLISHED FOREIGN PATENT APPLICATION

| | DOCUMENT NUMBER | PUBLISHED DATE | COUNTRY | CLASS | SUBCLASS | ABSTRACT | |
|--|--------------------|-------------------|---------|-------------|-------------|----------|----|
| | | | | | | Yes | No |
| | DE 4408449 A1 ✓ | 09/14/95 | Germany | B 21D 43/05 | B 65G 25/02 | X | |
| | EP 0693334 A1 ✓ | 01/24/96 | Europe | B221D 43/10 | | X | |
| | | | | | | | |
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OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

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|--|---|
| | European Search Report dated 08/22/03 ✓ |
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EXAMINER

DATE CONSIDERED

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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